

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-006487-001 DT

07/12/2016

JUDGE M. SCOTT MCCOY

CLERK OF THE COURT
L. Mitchell
Deputy

STATE OF ARIZONA

JUAN M MARTINEZ

v.

AVTAR GREWAL (001)

JEFFREY A KIRCHLER
JENNIFER ROACH

DOB: 03/20/1975

Booking No.: P801899

CAPITAL CASE MANAGER
CORRECTIONAL HEALTH SERVICES
COURT FORENSIC SERVICES UNIT
D & C MATERIALS-CSC
DR KEVIN HURLEY
HURLEY PSYCHOLOGICAL SVCS
5511 N 128TH DR
LITCHFIELD PARK AZ 85240

HEARING - RULE 11 - NOTICE OF APPOINTMENT
(Third Expert Appointed)

9:33 a.m.

Courtroom SCT 5D

State's Attorney:	Juan Martinez
Defendant's Attorney:	Jeffrey Kirchler
	Jennifer Roach
Defendant:	Present

Court Reporter, Terry Masciola, is present.

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A record of the proceedings is also made digitally.

Defendant's motion for Defendant to be permitted to have a hand free to assist in his defense by taking notes is re-urged to the Court.

IT IS ORDERED denying Defendant's motion without prejudice.

Defense counsel makes a record re: materials Defendant has gathered and wishes to present to the Court for consideration.

The Court having been informed that the experts' opinions are split in this matter,

The Court finds sufficient grounds have been presented to warrant the appointment of a third expert to evaluate the defendant.

IT IS THEREFORE ORDERED appointing Dr. Dr. Kevin Hurley to conduct a third evaluation of the above named defendant pursuant to Arizona Rules of Criminal Procedure 11.3 and A.R.S. § 13-4509.

The Defendant is charged with the crime(s) of: First Degree Murder, a class 1 felony and Burglary in the Second Degree, a class 3 felony, committed on or about 03/29/2007.

The Defendant is represented by: Jeffrey Kirchler and Jennifer Roach, (602) 506-7711.

The Defendant is in custody and housed at the Lower Buckeye Facility and the booking number is P801899.

IT IS ORDERED that counsel for the defendant shall provide the above-named expert(s) with all police reports, charging documents, the competency screening evaluation report, and all other available medical, mental health and criminal history records within three judicial days of this date.

IT IS FURTHER ORDERED directing the Clerk of the Court to unseal all medical records and reports previously sealed in CR2007-006487-001 and make said reports available to the above-appointed evaluating doctor, defense counsel, or their authorized representatives for review and copying.

Upon completion of the above,

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IT IS FURTHER ORDERED directing the Clerk of the Court to reseal the above-referenced records. These records shall be treated as confidential in accordance with Rules 11 and 11.8.

IT IS FURTHER ORDERED that counsel shall make appointments on the Defendant's behalf with the above-named expert(s) if not in custody.

IT IS FURTHER ORDERED that the expert(s) submit the signed original report(s) to the Superior Court Forensic Unit no later than 08/24/2016.

IT IS FURTHER ORDERED that a competency hearing is set before Judge M. Scott McCoy 08/31/2016 at 8:30 a.m. in Courtroom 5D of the South Court Tower at 175 W. Madison, Phoenix, AZ.

IT IS FURTHER ORDERED that Correctional Health Services permit the mental health expert to view the Defendant's medical file retained in the Maricopa County Jail.

IT IS FURTHER ORDERED affirming prior custody orders.

9:52 a.m. Matter concludes.

LATER:

IT IS ORDERED vacating the Final Trial Management Conference set for 07/28/2016 and Trial set for 08/04/2016 before this court.